

for filling vacancies in such offices." Substitute read first time and adopted. Rules suspended, and substitute read second time.

Senator Wood offered the following amendment as an additional section :

Section . . This act shall not be considered to repeal any existing law now in force, relative to the subject matter of this act, but shall be held to be cumulative." Adopted.

Senator Burton offered the following amendment :

Strike out the word "Governor" wherever it occurs and insert the words "District Judge." Lost.

The substitute, as amended, was ordered engrossed. The rules were suspended, bill read third time and passed.

Senator Moore gave notice that he would move to reconsider Senate Bill, No. 366, "An Act to provide for the employment of attorneys to attend to certain suits, instituted in the District Court of Travis county."

The Twenty-third District was called, and Senator Ball asked a suspension of the rules to take up a general bill. Rules suspended.

Senator Ball then called up House Joint Resolution, No. 286, "relating to those who lost limbs during the late civil war, being residents of Texas."

Joint Resolution read first time. Rules suspended and Joint Resolution read second time and passed to third reading.

On motion of Senator Bradley, the Senate adjourned.

EIGHTY-NINTH DAY.

SENATE CHAMBER, }
Austin, April 30, 1874. }

Senate met pursuant to adjournment.

Roll called ; quorum present.

Prayer by the chaplain.

The reading of the journal of yesterday was dispensed with.

On motion of Senator Westfall, the door-keeper was excused for the day.

On motion of Senator Bradley, Senator Wood was excused for the day.

Senator Westfall, for Committee on Enrolled Bills, submitted the following reports:

Hon. R. B. Hubbard, President of the Senate:

Your Committee on Enrolled Bills would respectfully report that they have carefully examined Senate bill No. 335, "An act to provide for the safe-keeping of the furniture and fixtures belonging to the public halls of the Capitol, the Public Library, and to provide for the improvement of the Capitol grounds and State Cemetery." Senate bill No. 423, "An act to authorize the judge of the Seventh Judicial District to hold a special term of the district court for the county of Marion." Senate bill No. 421, "An act to amend section seven of an act entitled 'An act prescribing the time of holding the district courts in the several judicial districts in the State,' approved August 10, 1870, and to repeal the act passed February 17, 1873, amendatory of the above entitled act," and Senate bill No. 402, "An act to validate the election for a corporation and corporate officers of Carthage," and find the same correctly enrolled, and have this twenty-ninth day of April, 1874, at 9 A. M., presented the said bills to the Governor for his approval.

WESTFALL, for Committee.

Hon. R. B. Hubbard, President of the Senate:

Your Committee on Enrolled Bills ask leave to report that they have carefully examined Senate joint resolution No. 340, "joint resolution relative to the cession of a certain portion of territory from the State of Arkansas to the State of Texas," and find the same correctly enrolled, and have this twenty-ninth day of April, 1874, at 9:30 o'clock A. M., presented the same to the Governor for his approval.

WESTFALL, for Committee.

Senator Shepard, for Committee on Engrossed Bills, submitted the following report:

Hon. R. B. Hubbard, President of the Senate:

Your Committee on Engrossed Bills beg leave to report that they have carefully examined and compared Senate bill No. 152, "An act to authorize counties to aid in the construction of railroads and other works of internal improvement by taking stock in the same." Also Senate bill No. 334, "An act authorizing and requiring the Commissioner of the General Land Office to issue a patent or patents on any survey or surveys of vacant public domain of

the State of Texas made by virtue of bounty land warrant No. 831, issued to Henry W. Ward by Benjamin F. Hill, Adjutant General of the State of Texas, on the twenty-eighth day of May, A. D. 1851." Also Senate bill No. 433, "An act to prevent frauds upon the State." Also Senate bill No. 367, "An act to make appropriations for the support of the State Government for the fiscal year beginning September 1, 1874, and ending August 31, 1875," and find them correctly engrossed.

SHEPARD, for Committee.

Senator Baker presented the following memorial, which was read and ordered spread on the journals :

To the Senate of the Fourteenth Legislature of the State of Texas; to the Hon. Richard Coke, Governor of said State; to J. B. Robertson, and to All whom it may concern :

And now comes Gustave Loeffler, a citizen of Harris county in said State, and makes known that he was, by the late Governor of Texas, E. J. Davis, nominated and appointed, on the sixth day of July, A. D. 1870, to the office of Superintendent of Immigration of the State of Texas, and that by and with the advice of the Senate of the Twelfth Legislature of said State, he was confirmed to said office on the seventh day of July, A. D. 1870; that he qualified on the 21st day of July, A. D. 1870, and continued to act in said capacity and faithfully to discharge the duties of the position until he was ousted therefrom (and as he verily believes illegally), by J. B. Robertson, who was nominated to said position by the Hon. Richard Coke, the present Governor, and afterwards confirmed thereto by the Senate of the Fourteenth Legislature, on the eighteenth day of February, A. D. 1874. And now said Loeffler does protest, that under the Constitution of the State of Texas, he was entitled to said office for four years, and that no act of the present authorities could deprive him of said office, until his full constitutional term had been completed and his successor thereafter duly appointed, confirmed and qualified.

Wherefore he enters his solemn protest against the act of said Governor in nominating said Robertson, and the act of said Senate in confirming him, and the act of said Robertson in taking possession of said office; and that he

may preserve his protest in due form, he here executes it in quadruplicate: one to be presented to said Senate with the request that it may be entered upon their journals: one to be presented to said Governor, and the other to said Robertson, with the request that they will file them, and the fourth to be preserved by the protestant.

GUSTAVE LOEFFLER.

AUG. W. KLEN,)
J. A. SCHWARTZ,) Witnesses.

THE STATE OF TEXAS,)
County of Harris,) ss.

Before the undersigned authority in and for said county, this day personally came Gustave Loeffler, to me personally known, and executed the foregoing protest in quadruplicate for the consideration and purposes therein stated.

To certify all of which I hereunto set my hand and affix my seal of office to each of the four quadruplicates [L.S.] all signed and executed in my presence, this the twenty-eighth day of February, A. D. one thousand eight hundred and seventy-four.

E. SIMMLER,

Notary Public Harris County.

Senator Ireland introduced a joint resolution, authorizing the Board of School Directors in Gonzales county, to use any funds available in that county to prevent the sacrifice of certain property." Read first time. Rules suspended and resolution read second time. Rules further suspended, resolution read third time and passed.

On motion of Senator Baker, the rules were suspended and Senate bill No. 413, "An act to make an appropriation to pay the interest on the bonded indebtedness of the State, etc." was taken up. Bill read second time and ordered engrossed. Rules suspended, bill read third time and passed by the following vote:

YEAS --Senators Ball, Baker, Bradley, Burton, Culberson, Davenport, Ellis, Erath, Hobby, Joseph, Ledbetter, Morris, Moore, Russell, Shepard, Stirman and Westfall--17.

NAYS --Senators Allison, Dillard, Friend, Parker and Trolinger--5.

Senator Russell introduced a bill entitled An act to repeal "An act to incorporate the town of Ysleta, in El

Paso county," approved May 9, 1871. Read first time. Rules suspended, bill read second time and ordered engrossed. Rules further suspended, bill read third time and passed.

Senator Shepard introduced a bill entitled "An act supplemental to an act to create the county of Lee," approved April 14, 1874. Read first time. Rules suspended, bill read second time and ordered engrossed. Rules further suspended, bill read third time and passed by the following vote:

YEAS—Senators Ball, Baker, Bradley, Burton, Culbertson, Davenport, Dillard, Ellis, Erath, Friend, Hobby, Joseph, Ledbetter, Morris, Moore, Parker, Randle, Russell, Shepard and Trolinger—20.

NAYS—Senators Bradshaw and Westfall—2.

A message was received from the House announcing the passage of the following bills:

Senate bill No. 198, "An act providing for the removal of county seats," with House amendments.

Senate bill No. 424, "An act to amend an act entitled an act to incorporate the Houston and Brazos Canal and Navigation Company and grant State aid thereto," passed at the first session of the Fourteenth Legislature.

Senate bill No. 253, "An act to repeal an act entitled an act to change the line between the counties of Burnet and Lampasas, approved June 2, 1873, and to define the boundaries between said counties."

Senate Joint Resolution No. 305, "Joint Resolution instructing our Senators and requesting our Representatives in Congress to aid in securing the passage of a law which will insure the early completion of the Texas and Pacific Railway."

Senate bill No. 428, "An act to amend section forty-four of an act to encourage stock raising and for the protection of stock raisers," approved March 29, 1873, with House amendments.

Senate bill No. 424, "An act to amend an act entitled an act prescribing the times of holding the district courts in the several judicial districts in the State," approved August 10, 1870.

Senate bill No. 158, "An act providing for the condemnation and sale of damaged and useless arms, equipments and ammunitions belonging to the State," with House amendments.

Also that the House concurs in Senate amendments to House bill No. 522, "To authorize the Secretary of State to distribute certain books and documents."

House bill No. 196, "An act to provide for the employment of prisoners and convicts of misdemeanors and petty offenses."

On motion of Senator Burton, the rules were suspended and Senate bill No. 428, "An act to amend section forty-four of an act to encourage stock raising and for the protection of stock raisers," approved March 23, 1873, was taken up, pending House amendments thereto.

On motion of Senator Burton, the House amendments were concurred in.

The unfinished business being the consideration of House joint resolution No. 286, "Relating to those who lost limbs during the late civil war, being residents of Texas," it was taken up, and read first time. Rules suspended, and resolution read second time.

Senator Culberson offered the following amendment:

"Strike out the words 'or in the federal army,' wherever they occur in the bill. Adopted by the following vote:

YEAS—Senators Allison, Ball, Baker, Bradshaw, Bradley, Culberson, Davenport, Dillard, Ellis, Erath, Friend, Hobby, Ireland, Joseph, Morris, Parker, Russell, Shepard, Trolinger and Westfall—20.

NAYS—Senators Burton, Ledbetter, Moore and Stirman—4.

Senator Friend moved that the bill be indefinitely postponed. Lost by the following vote:

YEAS—Senators Allison, Baker, Burton, Ellis, Erath, Friend, Ledbetter and Stirman—8.

NAYS—Senators Ball, Bradshaw, Bradley, Culberson, Davenport, Dillard, Hobby, Ireland, Joseph, Morris, Moore, Parker, Russell, Shepard, Trolinger and Westfall—16.

The joint resolution, as amended, then passed to third reading. Rules further suspended, joint resolution read third time, and passed.

Senator Ireland submitted the following report:

Hon. R. B. Hubbard, President of the Senate:

The Committee, to whom was assigned the duty of taking the evidence in the matter of the address of the Hon.

James R. Burnett, Judge of the Thirtieth Judicial District, beg leave to report that they have performed that duty, and that the evidence in said cause has been taken, and printed.

IRELAND,

For the Committee on the part of the Senate.

Senator Ireland introduced the following concurrent resolution :

Resolved by the Senate, the House concurring, That the Senate and House of Representatives meet in joint session this evening, at eight o'clock P. M., for the purpose of hearing argument in the case of address against Judge Burnett; and that one hour be allowed each side for argument, and the prosecution one half hour to close the argument.

Senator Dillard offered the following substitute :

Resolved, That the two Houses meet in joint session the second Wednesday of next session of the Legislature, to hear the argument in the case of the address of Judge J. R. Burnett, of the Thirtieth Judicial District.

The question being on the adoption of the substitute, it was lost by the following vote :

YEAS—Senators Bradshaw, Dillard, Friend, Ledbetter, Moore, Stirman and Trolinger—7.

NAYS—Senators Allison, Ball, Baker, Bradley, Culbertson, Davenport, Dwyer, Ellis, Erath, Hobby, Ireland, Joseph, Morris, Parker, Shepard and Westfall—17.

Senator Friend then moved to postpone the further consideration of the joint resolution for one half hour. Lost.

The question then recurring on the adoption of the joint resolution, it was adopted.

Senator Dwyer, for Engrossing Committee, submitted the following report :

Hon. R. B. Hubbard, President of the Senate :

Your Committee on Enrolled Bills would respectfully report that they have carefully examined and compared the following Senate bills, to-wit : "No. 86, "An Act to incorporate the South-Western and Rio Grande Railroad Company, and to aid in constructing the same;" and No. 79, "An Act to regulate the conduct of public officers in certain cases," and find the same correctly enrolled, and at 10:30 o'clock A. M. this day, April 30, 1874, presented said bills to the Governor for his approval.

JOS. E. DWYER, for Committee.

A message was received from the House, announcing the passage of Senate bill No. 412, "An Act to incorporate the Caddo, Paris and Jefferson Branch of the Missouri, Kansas and Texas Railroad Company," with amendment.

Also, that the House had postponed the matter of address against Judge J. R. Burnett, until the third Monday in next session of the Fourteenth Legislature.

Senator Hobby, for Committee on Enrolled Bills, submitted the following report :

Hon. R. B. Hubbard, President of the Senate :

Your Committee on Enrolled Bills ask leave to report that they have carefully examined and find correctly enrolled the following Senate bills, to-wit: Senate bill No. 250, "An Act to regulate public roads in the State of Texas;" Senate bill No. 401, "An Act to repeal an act entitled 'an act to enable the Comptroller of Public Accounts to settle with defaulting revenue officers,' approved November 6, 1874, and have this thirtieth day of April, 1874, at nine o'clock A. M., presented the same to the Governor for his approval.

Hobby, Chairman.

The special order being the consideration of House bill No. 224, "An Act to regulate Fire and Marine Insurance Companies," it was taken up.

Senator Culberson moved that the bill be postponed until the first Tuesday of the next session of the Fourteenth Legislature. Lost.

On motion of Senator Ireland, the bill was postponed until ten o'clock A. M., to-morrow.

Senator Dwyer moved to reconsider the vote providing for the printing of five thousand copies of the engrossed joint resolution "providing amendments to the Constitution of the State of Texas." Carried by the following vote :

YEAS—Senators Bradshaw, Burton, Culberson, Davenport, Dwyer, Ellis, Erath, Friend, Hobby, Ireland, Joseph, Moore, Russell, Shepard, Trolinger and Westfall—16.

NAYS—Senators Allison, Bradley, Ledbetter, Morris and Parker—5.

Senator Joseph then moved to lay the resolution, providing for the printing of the joint resolution, on the table. Carried by the following vote :

YEAS—Senators Bradshaw, Burton, Culberson, Daven-

port, Dwyer, Ellis, Friend, Hobby, Joseph, Moore, Russell, Shepard and Trolinger—13.

NAYS—Senators Allison, Bradley, Erath, Ireland, Ledbetter, Morris, Parker and Westfall—8.

The special order being the consideration of House bill No. 513, "An Act to provide for the building and completing two State penitentiaries with a view to the utilization of the convict labor of the State in mining and manufacturing enterprises," it was taken up.

Senator Bradley moved that the further consideration of the bill be postponed until the third Wednesday of the next session of the Legislature.

Carried by the following vote:

YEAS—Senators Allison, Baker, Bradley, Davenport, Ellis, Erath, Ireland, Ledbetter, Morris, Parker, Shepard, Trolinger and Westfall—13.

NAYS—Senators Culberson, Dillard, Dwyer, Friend, Hobby, Joseph, Moore and Stirman—8.

By leave, Senator Westfall introduced a bill heretofore introduced by him, to-wit: Senate Bill, No. 356, "An Act to grant additional time to the Missouri, Kansas and Texas Railroad Company."

The special order being the consideration of Senate Bill, No. 393, "An Act to secure the more efficient prosecution of certain cases," it was taken up, read second time and ordered engrossed. Rules suspended, bill read third time and lost, by the following vote:

YEAS—Senators Bradley, Dillard, Ellis, Erath, Friend, Ireland, Joseph, Moore and Shepard—9.

NAYS—Senators Allison, Baker, Culberson, Davenport, Hobby, Ledbetter, Morris, Parker, Stirman, Trolinger and Westfall—11.

Senator Burton's motion to reconsider House Bill, No. 92, "An Act to create the office of Public Weigher, and defining the duties and liabilities thereof," being next in order, Senator Culberson moved to lay the motion on the table.

Senator Dillard moved a call of the Senate. Call sustained. Absent—Senators Ball, Bradshaw, Burton, Dwyer and Randle. The Sergeant-at-arms was dispatched for absent Senators.

By leave, Senator Friend called up House Bill, No. 472, "An Act to give State aid in the removal of rafts and other obstructions from the Guadalupe and San Antonio rivers."

Read first time. Rules suspended, bill read second time and passed to third reading. Rules further suspended, bill read third time and passed by the following vote:

YEAS—Senators Baker, Bradshaw, Bradley, Culberson, Davenport, Dillard, Dwyer, Ellis, Erath, Friend, Hobby, Ireland, Joseph, Ledbetter, Morris, Moore, Parker, Russell, Shepard and Westfall—20.

NAYS—Senators Allison, Stirman and Trolinger—3.

Senator Culberson then withdrew his motion to lay the motion of Senator Burton on the table; which suspended the call of the Senate.

Senator Dillard then moved a call of the Senate. Call sustained.

By leave, Senator Joseph called up House Bill, No. 302, "An Act to regulate Life and Health Insurance Companies and all associations, partnerships, or individuals, doing Life and Health Insurance business, incorporated within or without the State of Texas."

On motion of Senator Culberson, the consideration of the bill was postponed until 3 o'clock p. m. on Friday next, and sixty copies ordered printed.

The regular order being the consideration of Senate Bill No. 121, "An Act to prohibit Clerks of District Courts from drafting instruments of writing to be retained in their office," it was taken up.

The report of the Committee, recommending that said bill do not pass, was adopted, and the bill was therefor lost.

On motion of Senator Dillard, Senator Bradshaw was excused for the remainder of the day, to attend the Supreme Court.

On motion of Senator Bradley, the motion to reconsider House Bill, No. 92, "An Act to create the office of Public Weigher, etc.," was postponed until 10 o'clock a. m., tomorrow.

On motion of Senator Baker, rules were suspended and House Bill No. 528, was taken up, "An Act supplemental to an act entitled 'An Act to incorporate the Houston and Brazos Canal and Navigation Company, and grant State aid thereto,' passed at the first session of the Fourteenth Legislature." Read first time. Rules suspended, bill read second time. Rules further suspended, bill read third time and passed.

On motion of Senator Westfall the rules were suspended,

and House Bill, No. 402, was taken up, "An Act to amend sections nine (9), ten (10), eleven (11), fifteen (15), seventeen (17), twenty (20), twenty-two (22) and thirty-eight (38), of 'An Act to establish and maintain a system of Public Free Schools in the State of Texas,' " passed April 30, 1873. Bill read second time.

Senator Moore moved to indefinitely postpone the bill. Lost.

Senator Shepard offered the following amendment to section eight:

And provided further, that in any School District where the Trustees of said district find it impracticable for want of suitable buildings, or impossibility of obtaining teachers competent to instruct for the minimum time required by law, such Trustees may contract with any private or public school of requisite qualifications, for the instruction of all children within the scholastic age, for the *pro rata* portion of the school fund, allowing such private or public schools the privilege of collecting their tuition fees, exclusive of such *pro rata* portion of the school fund, from the parents or guardians of such children willing and able to pay. Adopted.

The bill as amended, then passed to third reading. Rules suspended, bill read third time and passed.

A message was received from the House announcing the passage of Senate Bill, No. 150, "An Act to grant lands to the International Railroad Company in lieu of bonds, on a portion of the line of its road," with amendments by the House.

Senator Shepard, for Committee on Engrossed Bills, submitted the following report:

Hon. R. B. Hubbard, President of the Senate:

Your Committee on Engrossed Bills, beg leave to report that they have carefully examined and compared Senate Bill, No. 436, "An Act supplemental to 'an act to create the county of Lee,' approved April 14, 1874," and find it correctly engrossed. SHEPARD, for Committee.

On motion of Senator Ireland, the Senate adjourned.

AFTERNOON SESSION.

Senate, met pursuant to adjournment. Roll called; no quorum present.

Senator Shepard moved a call of the Senate.

Absent—Senators Ball, Dillard, Erath, Friend, Ireland, Ledbetter, Moore and Russell.

The Sergeant-at-arms was dispatched for absent Senators.

A quorum was announced as present.

On motion of Senator Dwyer, the rules were suspended and Senate bill No. 150, "An Act to grant land to the International Railroad Company, in lieu of bonds, on a portion of the line of its road," was taken up pending House amendments thereto.

On motion of Senator Dwyer, the House amendments were concurred in.

The Twenty-fourth, Twenty-fifth, Twenty-sixth, Twenty-seventh, Twenty-eighth, Twenty-ninth and Thirtieth Districts were called, but no bills were called up from those districts.

Senator Friend offered the following resolution:

Resolved, That the rule heretofore adopted on the twenty-eighth instant, authorizing special and private bills to be entertained at evening sessions, be and is hereby rescinded. Read and laid over under the rules.

On motion of Senator Parker, the rules were suspended and Senate bill No. 412 was taken up, "An Act to incorporate the Caddo, Paris and Jefferson Branch of the Missouri, Kansas and Texas Railroad Company," with amendments by the House.

On motion of Senator Moore, the House amendments were concurred in.

The First District was called, but Senator Hobby did not call up any bill.

The Second District was called, but no bill was called up from that district.

On motion of Senator Dillard, the rules were suspended and House bill No. 131 was taken up, "An Act to incorporate the Liberty Fire Company No. 2, of the city of Houston, to raise, provide for and administer a charity fund."

On motion of Senator Stirman, the report of the Committee on State Affairs, that said bill do not pass, was not adopted.

On motion of Senator Joseph, the rules were suspended, bill read second time and passed to third reading.

On motion of Senator Joseph, the rules were suspended, bill read third time and passed.

On motion of Senator Shepard, the rules were suspended and House bill No. 196 was taken up, "An Act to provide for the employment of prisoners and convicts of misdemeanors and petty offenses." Bill read first time; rules suspended and bill read second time.

Senator Culberson offered the following amendment:

"Strike out all that part of the bill which authorizes involuntary labor upon public roads." Adopted by the following vote:

YEAS—Senators Allison, Ball, Burton, Culberson, Davenport, Friend, Hobby, Ireland, Ledbetter, Morris, Parker, Randle, Stirman and Westfall—14.

NAYS—Senators Bradley, Dillard, Dwyer, Erath, Joseph, Moore, Russell, Shepard and Trolinger—9.

Senator Allison offered the following amendment:

"Strike out the words 'hire out' wherever they occur in the bill."

Senator Ireland offered a substitute for the bill, entitled "An Act to repeal all laws allowing persons to be placed in county jails as a distinct punishment, except in default of paying fines." Substitute read first time.

Senator Shepard moved to lay the substitute on the table. Lost by the following vote:

YEAS—Senators Bradley, Dillard, Joseph, Ledbetter, Morris, Moore, Parker, Shepard and Westfall—9.

NAYS—Senators Allison, Ball, Burton, Culberson, Davenport, Dwyer, Erath, Hobby, Ireland, Russell and Stirman—11.

Senator Dillard moved that the bill and substitute be referred to Judiciary Committee. Lost.

The question recurring on the adoption of the substitute, it was lost by the following vote:

YEAS—Senators Allison, Burton, Culberson, Dwyer, Ireland, Ledbetter, Morris, Moore, Russell and Stirman—10.

NAYS—Senators Ball, Baker, Bradley, Davenport, Dillard, Erath, Hobby, Joseph, Parker, Shepard and Westfall—11.

Senator Moore offered the following amendment:

"Add to section . . . *provided*, that in all cases where any person shall employ, under the provisions of this act, any person or persons charged with, or convicted of crime, shall, before employing such, file with the county court a good and sufficient bond for the safe-keeping and return of such criminals." Adopted.

The bill then failed to pass to third reading.

By leave, Senator Russell introduced a bill entitled "An Act to amend an act approved April 22, 1874, entitled an act to repeal an act entitled 'an act to authorize counties, cities and towns to aid in the construction of railroads and other works of internal improvements,'" approved April 12, 1874. Bill read first time; rules suspended, bill read second time and ordered engrossed.

On motion of Senator Russell, the rules were further suspended, bill read third time and passed.

By leave, Senator Ledbetter introduced a bill entitled "An Act to incorporate the Round Top Rifle Association." Bill read first time; rules suspended, bill read second time and ordered engrossed.

On motion of Senator Russell, the rules were further suspended, bill read third time and passed by the following vote:

YEAS—Senators Ball, Baker, Bradley, Burton, Davenport, Dillard, Dwyer, Erath, Friend, Hobby, Joseph, Ledbetter, Morris, Moore, Parker, Russell, Shepard, Stirman and Trolinger—19.

NAYS—Senators Allison and Westfall—2.

On motion of Senator Westfall, the rules were suspended and House bill No. 449 was taken up, "An Act to amend an act approved March 4, 1871, entitled an act to amend 'an act prescribing the time of holding the district courts in the several judicial districts in the State,'" approved August 10, 1870. Bill read second time and passed to third reading; rules suspended, bill read third time and passed.

On motion of Senator Baker, the rules were suspended and House bill No. 88 was taken up, "An Act to create a lien in favor of the proprietors of livery or other public stables," with amendments by the committee. The bill was read second time, the amendments of the committee adopted, and the bill passed to third reading; rules suspended, bill read third time and passed.

Senator Joseph, for Committee on Engrossed Bills, submitted the following report:

Hon. R. B. Hubbard, President of the Senate:

Your Committee on Engrossed Bills beg leave to report that they have carefully examined and compared Senate bill No. 207, "An Act to provide for the disposal of certain

lands belonging to the State of Texas, known as the 'Indian Reservation;' " also, Senate bill No. 151½, "An Act for the relief of the heirs of James S. George, deceased," and find them correctly engrossed.

JOSEPH, for Committee.

Senator Shepard, for Committee on Engrossed Bills, submitted the following report:

Hon. R. B. Hubbard, President of the Senate:

Your Committee on Engrossed Bills have carefully examined Senate bill No. 437, "An Act to amend an act approved April 22, 1874, entitled an act to repeal an act entitled 'an act to authorize counties, cities and towns to aid in the construction of railroads and other works of internal improvements,'" and find the same correctly engrossed.

SHEPARD, for Committee.

On motion of Senator Davenport, the Senate adjourned.

NINETIETH DAY.

SENATE CHAMBER, {
Austin, May 1, 1874. }

Senate met pursuant to adjournment.

Roll called; quorum present.

Prayer by the chaplain.

The reading of the journal of yesterday was dispensed with.

On motion of Senator Bradley, Senator Wood was excused for the day.

On motion of Senator Friend, Senator Ellis was indefinitely excused.

Senator Hobby, Chairman of Committee on Enrolled Bills, submitted the following reports:

COMMITTEE ROOM, }
April 30, 1874. }

Hon. R. B. Hubbard, President of the Senate:

Your Committee on Enrolled Bills ask leave to report that they have carefully examined, and find correctly enrolled, the following Senate bills, to-wit: Senate bill No. 395, "An Act to define the Twenty-first Judicial District, and